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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE 10/511599

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10/511599

FRACESTOPPlicant

Beaudouin et al.

Filing date

November 3, 2004

Title

Packaging Material

TC/A.U.

Unassigned Unassigned

Examiner Docket No.

5529

Customer No.:

26936

Mail Stop MISSING PARTS Commissioner for Patents P.O. Box 1450

Alexandria, Virginia 22313-1450

## **DECLARATION TRANSMITTAL**

Sir:

Attached please find the executed declaration and power of attorney for this application, along with a check in the amount of \$65 for the small entity fee due under 37 CFR 1.492(h).

Charge any deficiency or credit overpayment to deposit account 19-2110.

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Respectfully submitted,

radu Fallow

Charles W. Fallow Reg. No. 28,946

Shoemaker and Mattare, Ltd. 10 Post Office Road Silver Spring, MD 20910 (301) 589-8900 March 3, 2005 As the inventors named below, we declare that:

We believe we are the original joint and first inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "Packaging material, with cavity, in particular for vegetable material" the specification of which was filed on April 29, 2003, as International Patent Application No. PCT/FR03/01346.

We have reviewed and understand the contents of the above-identified specification, including the claims thereof, as amended by any amendment specifically referred to above;

We acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable;

We claim foreign priority benefits under 35 U.S.C. 119 from French patent application No. FR 02/05548. filed on May 3, 2002, and have identified below any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed; and

All statements made herein of my own knowledge are true, all statements made on information and belief are believed to be true, and further that these statements are made with the knowledge that the making of willful false statements or the like is punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patents issued thereon.

POWER OF ATTORNEY: I hereby appoint Charles Winston Fallow, <u>Reg. No. 28,946</u> and Allen P. Rosenberg, <u>Reg. No. 24,946</u> as my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

/\_ / Full name of inventor one:

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